



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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June 26, 1995

Mr. Alvin E. Harris
Mining Metals Incorporated
1510 East Copper Creek Road
Sandy, Utah 84093

Re: Notice of Intention to Commence Small Mining Operations, In Focus-C Project, S/027/058, Millard County, Utah

Dear Mr. Harris:

The Bureau of Land Management has provided the Division with a copy of your Notice of Intent for the In Focus-C Project, located in Section 10, T19S, R14W, Millard County, Utah. The BLM's designated project number is UTU-72858. This letter is to inform you that we have evaluated your Notice for completeness. The Notice *does not* meet the small mining operations requirements of Rule R647-3 of the 1988 Division of Oil, Gas and Mining Rules, and Title 40-8, et. seq., of the Utah Mined Land Reclamation Act of 1975.

The Notice indicated that the stockpiled ore will be removed from section 10 to section 36, T18S, R14W. Section 36 is a state school section which is administered by the School and Institutional Trust Lands Administration (SITLA). Before an operator conducts mining-related or other activities on state lands a valid mineral lease and/or a special use permit must be acquired from the Trust Lands Administration. Your application failed to identify a state mineral lease number, special use permit or other appropriate right of entry agreement allowing you to conduct operations on section 36.

We have contacted the SITLA and have been advised that another company/individual holds valid mineral leases for section 36, T18S, R14W. We were also told that Norma K. Harris holds a mineral lease on section 16, T19S, R14W. Should your Notice have listed section 16, T19S, R14W, instead of section 36, T18S, R14W? Do you possess the proper clearances/approvals from the SITLA allowing you to store this ore on state lands? Without the proper approvals/permits, you may be found in trespass. Please clarify these questions.

Also the Notice failed to mention why the old stockpiles were being moved from federal land to state lands. What are the plans for this material once it has been moved? Will it be processed/milled on state lands? How much area will be affected/disturbed by these activities? Please provide an updated map clearly showing the locations from which the stockpiles were moved and where they are to be placed. An enlarged copy of a USGS 7.5 minute map has been enclosed for

your use in this regard. For your future reference, we have also enclosed a copy of a Notice of Intention to Commence Small Mining Operations application form and a copy of our minerals rules.

Please review section R647-3 which comprise the Small Mining Operations rules (< 5 acres total disturbance). Please pay particular attention to the operational and reclamation performance standards sections and advise us in writing if you do not believe you can conduct you operations accordingly. A variance request should be formally requested for any section that would not be applicable to your operations.

We will suspend our completeness review of your small mining application and await your written response to this letter. Thank you for your cooperation in completing this permitting action. Please reference our designated file number S/027/058 when forwarding additional information on this project to us. Should you have questions or concerns, please contact me, or Mr. Tom Munson of my staff.

Sincerely,

A handwritten signature in cursive script that reads "D. Wayne Hedberg".

D. Wayne Hedberg
Permit Supervisor
Minerals Regulatory Program

jb

Enclosures

pc: Rody Cox, BLM, Warm Springs RA
Tom Munson, DOGM
Will Stokes, SITLA

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